

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

MAR 06 2018

WATER RESOURCES
WESTERN REGION

4. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, [see #6](#) of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
PD ~~63-8470~~	Yes ☐	Yes ☐		Yes ☐	Yes ☐
Incorrect #	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-21570	Yes ☐	Yes ☐		Yes ☐	Yes ☐
-CJ	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: The Gene C. and Sandra Kay Schmitt Revocable Living Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s) #1 The Merrill & Darlene Bastian Trust dated 21 January, 2005
#2 The Leon and Larue Johnson Family Trust dated 13 February, 2003
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- #1- 16977 Bastian Ave Caldwell Id. 83607
#2- 2453 E. Wainwright Dr. Meridian Id. 83646
Mailing address City State ZIP
#1- 208-453-2175
#2- 208-888-2014
Telephone Email llazyj9@aol.com
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 28 Feb. 2018
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed [IRS Form W-9](#) for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed [Lessor Designation](#) form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
o \$25 per *undivided* water right.
o \$100 per *split* water right.
o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Merrill K Bastian Title, if applicable: owner Date: 5 Mar 2018
Signature of new owner/claimant

Signature: Leon Johnson Title, if applicable: owner Date: 5 March 2018
Signature of new owner/claimant

For IDWR Office Use Only:

Received by CJ Date 3/6/18 Receipt No. W046106 Receipt Amt. \$25⁰⁰
Active in the Water Supply Bank? Yes ☐ No ☒ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☒
Name on W-9 X Approved by CJ Processed by CJ Date 3/15/18



MB JR
- LG LG

Order Number: 17302743

WARRANTY DEED

For Value Received,

Gene C. Schmitt and Sandra Kay Schmitt, as Trustees of The Gene C. and Sandra Kay Schmitt Revocable Living Trust, the Grantor, does hereby grant, bargain sell and convey unto, Merrill K. Bastian and Darlene Ann Bastian as Co-Trustees of The Merrill & Darlene Bastian Trust under trust agreement dated January 21, 2005 and C. Leon Johnson and E. LaRue Johnson, Trustees of the Leon and LaRue Johnson Family Trust, dated February 13, 2003, whose current address is 16977 Bastian Avenue, Caldwell, Idaho 83607-5124 the Grantee, the following described premises, in Canyon County, Idaho, To Wit:

This parcel is a portion of the Northeast quarter of the Northeast quarter of Section 7 in Township 3 North, Range 3 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

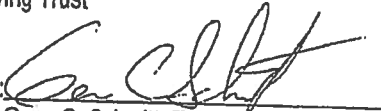
Beginning at the Northeast corner of the Northeast quarter of the Northeast quarter (NE Section Corner, Section 7), a found brass cap monument; thence
South 00°40'24" West along the East boundary of the Northeast quarter of the Northeast quarter a distance of 1326.78 feet to the Southeast corner of the Northeast quarter of the Northeast quarter, a found brass cap monument; thence
South 89°29'26" West along the South boundary of the Northeast quarter of the Northeast quarter a distance of 1016.08 feet to a found 1/2 inch diameter rebar; thence
North 00°41'06" East, parallel with the West boundary of the Northeast quarter of the Northeast quarter a distance of 120.00 feet to a found 1/2 inch diameter rebar; thence
North 55°34'00" West a distance of 87.03 feet to a found 1/2 inch diameter rebar; thence
North 87°55'24" West a distance of 222.63 feet to a found 1/2 inch diameter rebar; thence
South 89°29'26" West, parallel with the South boundary of the Northeast quarter of the Northeast quarter a distance of 15.00 feet to a point on the West boundary of the Northeast quarter of the Northeast quarter, a found PK Nail; thence
North 00°41'06" East along said West boundary a distance of 867.33 feet to a point witnessed by a 1/2 by 24 inch rebar set with a plastic cap stamped P.L.S. 15352 bearing North 88°46'42" East a distance of 15.00 feet; thence
North 88°46'42" East, parallel with the North boundary of the Northeast quarter of the Northeast quarter, a distance of 280.85 feet to a point witnessed by a found 1/2 inch diameter rebar bearing South 88°46'42" West a distance of 10.00 feet; thence

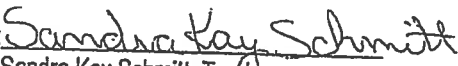
North 00°43'25" East a distance of 275.83 feet to a point on the North boundary of the Northeast quarter of the Northeast quarter, witnessed by a found 1/2 inch diameter rebar bearing South 00°43'25" West a distance of 25.00 feet; thence North 89°28'42" East along said North boundary a distance of 1044.87 feet to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated:

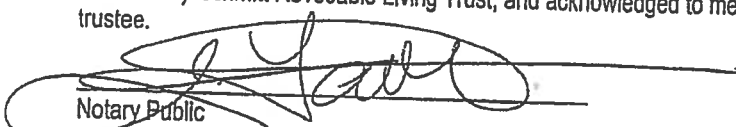
Gene C. Schmitt and Sandra Kay Schmitt, as Trustees of The Gene C. and Sandra Kay Schmitt Revocable Living Trust

By: 
Gene C. Schmitt, Trustee

By: 
Sandra Kay Schmitt, Trustee

State of Idaho, County of Canyon, ss.

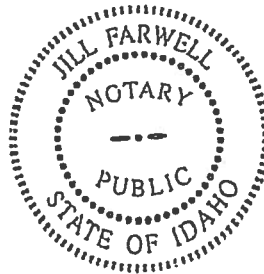
On this 27th day of February in the year of 2018, before me, the undersigned, a notary public in and for said state personally appeared Gene C. Schmitt and Sandra Kay Schmitt, known or identified to me to be the persons whose names are subscribed to the within instrument, as trustees of The Gene C. and Sandra Kay Schmitt Revocable Living Trust, and acknowledged to me that they executed the same as trustee.


Notary Public

Residing In:

My Commission Expires: (seal)

Residing in Wilder, Idaho
Commission Expires: 4/5/2019





SWSE

SESE

6

SWSW

5

Homedale Rd

W Homedale

Sage Acres Ln

POU

Wagner Rd

NWNE

NENE

03N03W

NWNW

7

8

Long Meadow Dr

POD

SWNE

SENE

63-21570
NOT
63-2470
-CJ

SWNW

Spring Meadow



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 15, 2018

MERRILL AND DARLENE BASTIAN TRUST
C/O TRUSTEES MERRILL K BASTIAN AND DARLENE ANN BASTIAN
16977 BASTIAN AVE
CALDWELL ID 83607-5124

LEON AND LARUE JOHNSON FAMILY TRUST
C/O TRUSTEES C LEON JOHNSON & E LARUE JOHNSON
2453 E WAINRIGHT DR
CALDWELL, ID 83646

RE: Notice of Ownership Change in Water Right No. 63-21570

Dear Applicants,

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the Department does not review the history of water use to determine if the right has been forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within 120 days of the change. Change reporting forms are available from any office of the Department, or at www.idwr.idaho.gov.

Thank you for your patience and cooperation. Please call (208)334-2190 if you have any questions concerning the enclosed information.

Sincerely,

Chad Jones
Office Specialist II
Western Regional Office

Enclosures